

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1006, A bill to be entitled "An Act amending Chapter 91, Acts First Called Session, Fortieth Legislature, as amended by Chapter 77, Acts First Called Session, Forty-first Legislature, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1037, A bill to be entitled "An Act to create, validate and approve the Dallas County Preston Road Fresh Water Supply District No. 10, in Dallas county, Texas; to declare it to be a legally constituted governmental agency and body politic and corporate, and its formation to be a benefit to all property within its bounds, and that its bounds were legally designated, and adding to its powers, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

#### REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, April 21, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 474, "An Act to validate and confirm the title to homestead donations or pre-emption surveys to the original grantees, their heirs or their assignees, in all cases where use and occupancy for a period of twenty-five years prior to the passage of this act can be shown, and to require the issuance of patents, and to declare an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

#### FORTY-NINTH DAY.

(Tuesday, April 28, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Adams of Jasper.	Harrison
Adamson.	of El Paso.
Adkins.	Harrison
Akin.	of Waller.
Alsup.	Hatchitt.
Anderson.	Hefley.
Baker.	Herzik.
Barron.	Hill.
Beck.	Hines.
Bedford.	Holder.
Bond.	Holland.
Bounds.	Hoskins.
Boyd.	Howesley.
Bradley.	Hubbard.
Brice.	Hughes.
Brooks.	Jackson.
Bryant.	Johnson
Burns of Walker.	of Dallam.
Burns	Johnson
of McCulloch.	of Dimmit.
Carpenter.	Johnson of Morris.
Caven.	Jones of Shelby.
Claunch.	Jones of Atascosa.
Coltrin.	Justiss.
Coombes.	Kayton.
Cox of Lamar.	Keller.
Cox of Limestone.	Kennedy.
Cunningham.	Laird.
Dale.	Lasseter.
Daniel.	Lee.
Davis.	Lemens.
DeWolfe.	Leonard.
Dodd.	Lilley.
Donnell.	Lockhart.
Dowell.	Long.
Dunlap.	McCombs.
Duvall.	McDougald.
Dwyer.	McGill.
Elliott.	McGregor.
Engelhard.	Magee.
Farmer.	Martin.
Farrar.	Mehl.
Ferguson.	Metcalfe.
Finn.	Moffett.
Fisher.	Moore.
Forbes.	Munson.
Ford.	Murphy.
Fuchs.	Nicholson.
Gilbert.	Olsen.
Giles.	O'Quinn.
Goodman.	Patterson.
Graves.	Petsch.
Greathouse.	Pope.
Grogan.	Ramsey.
Hanson.	Ratliff.
Hardy.	Ray.
Harman.	Reader.

Richardson.	Terrell
Rogers.	of Cherokee.
Rountree.	Terrell
Sanders.	of Val Verde.
Satterwhite.	Towery.
Savage.	Turner.
Scott.	Van Zandt.
Shelton.	Vaughan.
Sherrill.	Veatch.
Smith of Bastrop.	Wagstaff.
Smith of Wood.	Walker.
Sparkman.	Warwick.
Stephens.	Weinert.
Stevenson.	West of Coryell.
Steward.	West of Cameron.
Strong.	Westbrook.
Sullivant.	Wiggs.
Tarwater.	Wyatt.
	Young.

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

A quorum was announced present.  
Prayer was offered by the Rev.  
John W. Holt, Chaplain.

LEAVES OF ABSENCE  
GRANTED.

The following members were  
granted leaves of absence on account  
of important business:

Mr. Adams of Harris for today, on  
motion of Mr. Van Zandt.

Mr. Mathis for today and tomor-  
row, on motion of Mr. Harrison of  
El Paso.

The following member was granted  
leave of absence on account of ill-  
ness:

Mr. Albritton for today, on motion  
of Mr. Bryant.

HOUSE BILL ON FIRST READ-  
ING.

The following House bill, intro-  
duced today (by unanimous consent),  
was laid before the House, read first  
time, and referred to the appropriate  
committee, as follows:

By Mr. Keller, Mr. McCombs, Mr.  
Finn, Mr. Kayton, Mr. Anderson and  
Mr. Dwyer:

H. B. No. 1043, A bill to be entitled  
"An Act to amend House bill No. 547,  
passed by the Regular Session of the  
Forty-second Legislature, by repeal-  
ing certain sections thereof, and de-  
claring an emergency."

Referred to Committee on Revenue  
and Taxation.

## BILLS RECOMMENDED.

On motion of Mr. Lemens, House  
bills Nos. 232 and 233 were recom-  
mended to the Committee on Insur-  
ance.

RELATIVE TO DISPOSING OF  
CERTAIN METAL PLATES.

Mr. Warwick offered the following  
resolution:

H. C. R. No. 54, Providing for dis-  
position of certain stereotype plates:

Whereas, The Secretary of State  
was directed to have printed the Re-  
vised Civil and Criminal Statutes of  
1925, for which stereotype plates  
were made; and

Whereas, Copies of this edition  
have been exhausted and the plates  
remain in the office of the Secretary  
of State, taking up valuable space;  
therefore, be it

Resolved by the House of Repre-  
sentatives, the Senate concurring,  
That in view of the fact that these  
plates are now out of date and of no  
further use to the State, that the  
Secretary of State is hereby author-  
ized and directed to sell as junk metal  
these plates.

The resolution was read second  
time, and was adopted.

PROVIDING FOR PORTRAIT OF  
HON. DAN MOODY

The Speaker laid before the House,  
for consideration at this time, Senate  
concurrent resolution No. 15, provid-  
ing for the painting of a portrait of  
Hon. Dan Moody, the resolution hav-  
ing heretofore been read second time,  
and referred to the Committee on  
Contingent Expense.

Mr. Warwick offered the following  
(committee) amendment to the reso-  
lution:

Amend Senate concurrent resolu-  
tion No. 15 so as to read "not to ex-  
ceed \$500."

The amendment was adopted.

The resolution as amended was then  
adopted.

PROVIDING FOR PRINTING  
COPIES OF THE CON-  
STITUTION.

The Speaker laid before the House,  
for consideration at this time, House  
concurrent resolution No. 23, relative  
to the printing of the State Constitu-  
tion, the resolution having heretofore  
been read second time, and referred to  
the Committee on Contingent Ex-  
pense.

On motion of Mr. Wiggs, the resolution was referred to the Committee on Education.

# **BILL ORDERED NOT PRINTED.**

On motion of Mr. Bradley, Senate bill No. 522 was ordered not printed.

# **EXPRESSING CONFIDENCE IN MEMBERS OF THE HOUSE FROM TRAVIS COUNTY.**

Mr. Satterwhite called up for consideration at this time the motion to reconsider the vote by which the resolution expressing confidence in the members of the House of Representatives from Travis county was adopted, which motion to reconsider was spread on the Journal.

The motion to reconsider prevailed.

Question then recurring on the resolution, it was adopted by the following vote:

# **Yeas—104.**

Adams of Jasper.	Harman.
Adamson.	Harrison
Adkins.	of Waller.
Akin.	Hill.
Alsup.	Holder.
Anderson.	Hoskins.
Baker.	Howsley.
Bedford.	Hughes.
Bond.	Jackson.
Bounds.	Johnson
Boyd.	of Dallam.
Bradley.	Johnson
Brooks.	of Dimmit.
Bryant.	Johnson of Morris.
Burns of Walker.	Jones of Shelby.
Carpenter.	Jones of Atascosa.
Claunch.	Justiss.
Coltrin.	Kayton.
Coombes.	Keller.
Cox of Lamar.	Kennedy.
Cox of Limestone.	Laird.
Cunningham.	Lasseter.
Dale.	Lee.
Daniel.	Lemens.
Davis.	Leonard.
Dodd.	Lilley.
Dowell.	Lockhart.
Dunlap.	McDougald.
Duvall.	McGill.
Dwyer.	Magee.
Elliott.	Mehl.
Farmer.	Metcalfe.
Farrar.	Moffett.
Ferguson.	Murphy.
Finn.	Olsen.
Fisher.	Patterson.
Ford.	Petsch.
Gilbert.	Pope.
Goodman.	Ramsey.
Grogan.	Ratliff.

Ray.	Tarwater.
Reader.	Terrell
Rogers.	of Cherokee.
Rountree.	Towery.
Satterwhite.	Van Zandt.
Scott.	Vaughan.
Shelton.	Veatch.
Sherrill.	Wagstaff.
Smith of Bastrop.	Walker.
Sparkman.	Warwick.
Stephens.	Westbrook.
Stevenson.	Wiggs.
Steward.	Wyatt.
Strong.	Young.

# **Nays—1.**

Forbes.

# **Present—Not Voting.**

Giles.

O'Quinn.

McGregor.

# **Absent.**

Barron.	Holland.
Beck.	Hubbard.
Brice.	Long.
Burns	McCombs.
of McCulloch.	Martin.
Caven.	Moore.
DeWolfe.	Munson.
Donnell.	Nicholson.
Engelhard.	Richardson.
Fuchs.	Sanders.
Graves.	Savage.
Greathouse.	Smith of Wood.
Hanson.	Sullivan.
Hardy.	Terrell
Harrison	of Val Verde.
of El Paso.	Turner.
Hatchitt.	Weinert.
Hefley.	West of Coryell.
Herzik.	West of Cameron
Hines.	

# **Absent—Excused.**

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

# **PROVIDING FOR ADJOURNMENT SINE DIE.**

Mr. Anderson moved to take up for consideration at this time, House concurrent resolution No. 46, providing for adjournment sine die, which resolution had heretofore been laid on the table subject to call.

The motion prevailed.

The Speaker then laid the resolution before the House.

Mr. Savage offered the following amendment to the resolution:

Amend House concurrent resolution No. 46 by substituting "May 16, 1931" for "May 12, 1931."

Mr. Johnson of Dimmit offered the

following substitute amendment for the amendment by Mr. Savage:

Amend House concurrent resolution No. 46 by inserting "May 22" instead of "May 12."

Mr. Johnson of Dimmit moved that further consideration of the resolution be postponed until 10 o'clock a. m. next Monday.

Mr. Cox of Lamar moved to table the motion to postpone, and the motion to table was lost.

Question then recurring on the motion to postpone the resolution, it prevailed.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, April 28, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate concurs in House amendments to Senate bill No. 153; yeas 27, nays 3.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### HOUSE JOINT RESOLUTION NO. 9 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. J. R. No. 9, Amendment to Article 3, Section 48, of the Constitution of the State of Texas.

The resolution was read second time.

(Mr. McGill in the chair.)

Mr. Cox of Lamar offered the following amendment to the resolution:

Amend House joint resolution No. 9 by inserting the following: "providing if this resolution is adopted by the people of Texas, all teachers in Texas are hereby required to lay aside one per cent of their salary each year to create a retirement fund for the purpose of paying retired teachers."

Mr. Holder raised a point of order on further consideration of the amendment at this time on the ground that the amendment was not germane to the resolution.

The Speaker overruled the point of order.

Mr. Stevenson moved that further consideration of the resolution be postponed indefinitely.

Mr. Satterwhite moved the previous question on the pending amend-

ment and the motion to postpone the resolution indefinitely, and the main question was ordered.

Question first recurring on the amendment, it was adopted.

Question then recurring on the motion to postpone the resolution indefinitely, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—61.

Adams of Jasper.	Howesley.
Akin.	Jackson.
Alsup.	Jones of Shelby.
Baker.	Justiss.
Barron.	Kennedy.
Bond.	Lasseter.
Bounds.	Martin.
Brice.	Moore.
Brooks.	Munson.
Bryant.	Murphy.
Burns of Walker.	Nicholson.
Carpenter.	O'Quinn.
Daniel.	Petsch.
Davis.	Pope.
Donnell.	Ramsey.
Dwyer.	Rogers.
Elliott.	Satterwhite.
Ferguson.	Scott.
Finn.	Shelton.
Fisher.	Stephens.
Fuchs.	Stevenson.
Giles.	Tarwater.
Goodman.	Terrell
Hanson.	of Cherokee.
Hardy.	Towery.
Harrison	Vaughan.
of El Paso.	Veatch.
Harrison	Walker.
of Waller.	Warwick.
Hefley.	West of Coryell.
Hill.	Westbrook.
Hines.	Wiggs.

Nays—69.

Adamson.	Farmer.
Adkins.	Farrar.
Anderson.	Forbes.
Beck.	Ford.
Bedford.	Gilbert.
Boyd.	Graves.
Bradley.	Greathouse.
Burns	Harman.
of McCulloch.	Hatchitt.
Caven	Herzik.
Claunch.	Holder.
Coltrin.	Holland.
Coombes.	Hoskins.
Cox of Lamar.	Hughes.
Cox of Limestone.	Johnson
Cunningham.	of Dallam.
Dale.	Johnson
Dodd.	of Dimmit.
Dowell.	Kayton.
Duvall.	Keller.

Lee.	Richardson.
Lemens.	Rountree.
Leonard.	Savage.
Lilley.	Sherrill.
Lockhart.	Smith of Bastrop.
Long.	Sparkman.
McCombs.	Steward.
McDougald.	Strong.
McGregor.	Sullivant.
Magee.	Terrell
Metcalfe.	of Val Verde.
Moffett.	Van Zandt.
Olsen.	Wagstaff.
Patterson.	West of Cameron.
Ratliff.	Wyatt.
Ray.	Young.
Reader.	

## Present—Not Voting.

Grogan.	Weinert.
---------	----------

## Absent.

DeWolfe.	Laird.
Dunlap.	Mehl.
Engelhard.	Sanders.
Hubbard.	Smith of Wood.
Johnson of Morris.	Turner.
Jones of Atascosa.	

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

House joint resolution No. 9 was then passed to engrossment by the following vote:

## Yeas—72.

Adamson.	Gilbert.
Adkins.	Graves.
Anderson.	Greathouse.
Beck.	Grogan.
Bedford.	Harman.
Boyd.	Harrison
Bradley.	of Waller.
Bryant.	Hatchitt.
Burns	Hines.
of McCulloch.	Holder.
Caven.	Holland.
Claunch.	Hoskins.
Coltrin.	Hughes.
Coombes.	Johnson
Cox of Lamar.	of Dallam.
Cox of Limestone.	Justiss.
Cunningham.	Kayton.
Dale.	Keller.
Dodd.	Lemens.
Dowell.	Leonard.
Duvall.	Lilley.
Farmer.	Lockhart.
Finn.	Long.
Forbes.	McCombs.
Ford.	McDougald.

McGregor.	Smith of Bastrop.
Magee.	Sparkman.
Moffett.	Steward.
Olsen.	Sullivant.
O'Quinn.	Terrell
Patterson.	of Val Verde.
Ratliff.	Towery.
Ray.	Van Zandt.
Reader.	Wagstaff.
Richardson.	Warwick.
Sanders.	West of Cameron.
Savage.	Wyatt.
Sherrill.	Young.

## Nays—57.

Adams of Jasper.	Kennedy.
Akin.	Lasseter.
Alsup.	Martin.
Baker.	Moore.
Barron.	Munson.
Bond.	Murphy.
Bounds.	Nicholson.
Brice.	Petsch.
Brooks.	Pope.
Burns of Walker.	Ramsey.
Carpenter.	Rogers.
Daniel.	Rountree.
Davis.	Satterwhite.
Dwyer.	Scott.
Elliott.	Shelton.
Ferguson.	Smith of Wood.
Fisher.	Stephens.
Fuchs.	Stevenson.
Giles.	Strong.
Goodman.	Tarwater.
Hanson.	Terrell
Hardy.	of Cherokee.
Harrison	Turner.
of El Paso.	Vaughan.
Hefley.	Veatch.
Herzik.	Walker.
Hill.	Weinert.
Howsley.	West of Coryell.
Jackson.	Wiggs.
Jones of Shelby.	

## Present—Not Voting.

Farrar.

## Absent.

DeWolfe.	Johnson of Morris.
Donnell.	Jones of Atascosa.
Dunlap.	Laird.
Engelhard.	Lee.
Hubbard.	Mehl.
Johnson	Metcalfe.
of Dimmit.	Westbrook.

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, April 28, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has passed

S. B. No. 595, A bill to be entitled  
"An Act to provide for the sale of  
oil and gas leases on the Sabine River  
bed in Gregg county; to authorize the  
Commissioner of the Land Office to fix  
a minimum price for such leases; to  
provide for the payment of an annual  
rental and the disposition of all pay-  
ments; to repeal all laws or parts of  
laws in conflict herewith, and declar-  
ing an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

RELATIVE TO HOUSE BILL NO.  
232.

Mr. Bond (by unanimous consent)  
moved to reconsider the vote by which  
House bill No. 232 was recommitted  
to the Committee on Insurance.

Mr. McCombs moved to table the  
motion to reconsider.

Question recurring on the motion to  
table, it was lost.

Question then recurring on the mo-  
tion to reconsider the vote by which  
House bill No. 232 was recommitted,  
it prevailed.

Question then recurring on the mo-  
tion to recommit the bill, it was lost.

RESOLUTION SIGNED BY THE  
SPEAKER.

The Speaker signed, in the presence  
of the House, after giving due notice  
thereof and its caption had been read,  
the following enrolled resolution:

S. C. R. No. 40, Requesting return  
of Senate bill No. 371.

(Speaker in the chair.)

HOUSE BILL NO. 161 ON PAS-  
SAGE TO ENGROSSMENT.

The Speaker laid before the House,  
as a special order for this hour, on its  
passage to engrossment,

H. B. No. 161, A bill to be entitled  
"An Act to amend Article 7105, Chap-  
ter 4, of the Revised Civil Statutes of  
Texas of 1925, placing every incor-  
porated railroad company, ferry com-  
pany, bridge company, turn-pike or  
toll company, sulphur company, coal

company, salt company, gas produc-  
ing company, telegraph company, tel-  
ephone company, electric light and  
power company, pipe line company,  
truck company, bus company and  
chain store company under the in-  
tangible assets tax laws of this State,  
doing business wholly or in part in  
this State, whether incorporated un-  
der the laws of this State, or of any  
other State, territory or foreign coun-  
try, etc., and declaring an emer-  
gency."

The bill having heretofore been read  
second time, with committee amend-  
ment by Mr. Weinert pending.

SENATE BILL NO. 171 ON SECOND  
READING.

(By Unanimous Consent.)

The Speaker laid before the House,  
on its second reading and passage to  
third reading,

S. B. No. 171, A bill to be entitled  
"An Act regulating the production,  
sale, dispensation and other traffic  
in narcotic drugs as defined herein;  
making exceptions; providing for the  
identification of said drugs and the  
containers thereof, and for the execu-  
tion of prescriptions and orders there-  
for; providing for the confinement,  
treatment and parole of persons ad-  
dicted to such drugs, etc., and declar-  
ing an emergency."

The bill was read second time, and  
was passed to third reading.

SENATE BILL NO. 171 ON THIRD  
READING.

Mr. Reader moved that the con-  
stitutional rule requiring bills to be  
read on three several days be sus-  
pended, and that Senate bill No. 171  
be placed on its third reading and  
final passage.

The motion prevailed by the follow-  
ing vote:

Yeas—110.

Adams of Jasper.	Burns of Walker.
Adamson.	Burns
Adkins.	of McCulloch.
Akin.	Caven.
Alsup.	Claunch.
Baker.	Coltrin.
Barron.	Cox of Limestone.
Beck.	Daniel.
Bounds.	Davis.
Boyd.	Dodd.
Bradley.	Donnell.
Brice.	Dowell.
Brooks.	Dunlap.
Bryant.	Duvall.

Dwyer.	McCombs.
Elliott.	McDougald.
Farmer.	McGill.
Ferguson.	Magee.
Finn.	Metcalf.
Forbes.	Moffett.
Ford.	Munson.
Fuchs.	Nicholson.
Gilbert.	Olsen.
Giles.	O'Quinn.
Goodman.	Patterson.
Graves.	Petsch.
Greathouse.	Pope.
Grogan.	Ratliff.
Hardy.	Ray.
Harman.	Reader.
Harrison	Rogers.
of El Paso.	Sanders.
Harrison	Savage.
of Waller.	Scott.
Hatchitt.	Shelton.
Hefley.	Sherrill.
Herzik.	Smith of Bastrop.
Hill.	Smith of Wood.
Holder.	Sparkman.
Holland.	Stephens.
Hoskins.	Steward.
Howsley.	Strong.
Hughes.	Sullivan.
Jackson.	Tarwater.
Johnson	Terrell.
of Dallam.	of Val Verde.
Johnson of Morris.	Turner.
Jones of Shelby.	Van Zandt.
Jones of Atascosa.	Vaughan.
Justiss.	Veatch.
Kayton.	Wagstaff.
Kennedy.	Walker.
Laird.	Weinert.
Lee.	West of Coryell.
Leonard.	West of Cameron.
Lilley.	Westbrook.
Lockhart.	Young.
Long.	

## Present—Not Voting.

Fisher.

## Absent.

Anderson.	Lemens.
Bedford.	McGregor.
Bond.	Martin.
Carpenter.	Mehl.
Coombes.	Murphy.
Cox of Lamar.	Ramsey.
Cunningham.	Richardson.
Dale.	Rountree.
DeWolfe.	Satterwhite.
Engelhard.	Stevenson.
Farrar.	Terrell
Hanson.	of Cherokee.
Hines.	Towery.
Hubbard.	Morse.
Johnson	Warwick.
of Dimmit.	Wiggs.
Keller.	Wyatt.
Lasseter.	

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Moore.
Holloway.	

The Speaker then laid Senate bill No. 171 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—109.

Adams of Jasper.	Howsley.
Adamson.	Hughes.
Adkins.	Jackson.
Akin.	Johnson
Alsup.	of Dallam.
Baker.	Johnson of Morris.
Beck.	Jones of Shelby.
Bedford.	Jones of Atascosa.
Bounds.	Justiss.
Boyd.	Kayton.
Bradley.	Kennedy.
Brice.	Laird.
Brooks.	Lee.
Bryant.	Leonard.
Burns of Walker.	Lilley.
Burns	Lockhart.
of McCulloch.	Long.
Caven.	McCombs.
Claunch.	McDougald.
Coltrin.	McGill.
Cox of Limestone.	Magee.
Daniel.	Metcalf.
Davis.	Moffett.
Dodd.	Munson.
Donnell.	Nicholson.
Dunlap.	Olsen.
Duvall.	O'Quinn.
Dwyer.	Patterson.
Elliott.	Petsch.
Farmer.	Pope.
Ferguson.	Ray.
Finn.	Reader.
Fisher.	Rogers.
Forbes.	Rountree.
Ford.	Sanders.
Fuchs.	Satterwhite.
Gilbert.	Savage.
Giles.	Scott.
Graves.	Shelton.
Greathouse.	Sherrill.
Grogan.	Smith of Bastrop.
Harman.	Smith of Wood.
Harrison	Sparkman.
of El Paso.	Stephens.
Harrison	Steward.
of Waller.	Strong.
Hatchitt.	Sullivan.
Hefley.	Tarwater.
Herzik.	Terrell
Hill.	of Val Verde.
Holder.	Turner.
Holland.	Van Zandt.
Hoskins.	Vaughan.

Veatch.	West of Coryell.
Wagstaff.	West of Cameron.
Warwick.	Westbrook.
Weinert.	Young.

Nays—1.

Hardy.

Present—Not Voting.

Ratliff.

Absent.

Anderson.	Keller.
Barron.	Lasseter.
Bond.	Lemens.
Carpenter.	McGregor.
Coombes.	Martin.
Cox of Lamar.	Mehl.
Cunningham.	Moore.
Dale.	Murphy.
DeWolfe.	Ramsey.
Dowell.	Richardson.
Engelhard.	Stevenson.
Farrar.	Terrell
Goodman.	of Cherokee.
Hanson.	Towery.
Hines.	Walker.
Hubbard.	Wiggs.
Johnson	Wyatt.

of Dimmit.

Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.

Holloway.

## HOUSE BILL NO. 470, WITH SENATE AMENDMENTS.

Mr. Metcalfe called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 470, A bill to be entitled "An Act authorizing county boards of school trustees, in certain counties of Texas, to employ rural school supervisors in lieu of holding teachers' institutes, defining their duties and fixing their compensation, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Metcalfe moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

## NOTICE GIVEN.

Mr. Davis gave notice that he would, on tomorrow, move to take up,

for consideration at that time, Senate bill No. 115, which bill had heretofore been laid on the table subject to call.

## RECESS.

On motion of Mr. Kayton, the House at 12 o'clock m., took recess until 2 o'clock p. m. today.

## AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

## CONFERENCE COMMITTEE ON SENATE BILL NO. 275.

The Speaker announced the appointment of the following conference committee on Senate bill No. 275:

Messrs. Holland, Reader, Hughes, Jackson and Harman.

## CONFERENCE COMMITTEE ON SENATE BILL NO. 311.

The Speaker announced the appointment of the following conference committee on Senate bill No. 311:

Messrs. Moffett, DeWolfe, Johnson of Dimmit, Stevenson and Keller.

## HOUSE BILL NO. 161 ON PAS-SAGE TO ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 161, relative to placing certain industries under the intangible assets law, the bill having heretofore been read second time, with committee amendment by Mr. Weinert, pending.

Mr. Barron offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 161, page 6, by inserting the word "by" after the word "for" in line 17 of the printed substitute bill, and by inserting the word "State" after the word "all" in line 26 of said printed substitute bill.

The amendment was adopted.

Mr. Long offered the following amendment to the bill:

Amend House bill No. 161 by striking out the enacting clause.

KAYTON,  
LONG.

Mr. Daniel offered the following substitute amendment for (committee) amendment No. 1:



Strike out all below the enacting clause and insert in lieu thereof the following:

Section 1. That each and every incorporated telegraph company, telephone company, express company, refrigerator car company, stock car company, tank car company, packing house company, stock yard company, pipe line company, gas company, gas distributing company, water company, light company, light and power company, brokerage company, insurance company, trust company, bank and trust company, building and loan association, radio station, any of which are incorporated under the laws of this State or any other State, territory or foreign country, and every individual company, corporation or association doing business of the same nature and character in this State, shall, in addition to the ad valorem taxes on tangible properties, which are now imposed upon them by law annually, beginning with the first day of January, A. D. 1932, pay a tax to the State for the year 1932 and for each year thereafter on their intangible assets and property, and local taxes thereon to the counties in which the business is or shall hereafter be carried on, which additional tax shall be assessed and levied upon such assets and property in the manner hereinafter provided. The place or places where such taxes are to be paid, and the manner of the apportionment of the same, shall be determined in accordance with the provisions of this act.

Sec. 2. Between the second day of January and the first day of March of each year, every individual, company or corporation and association embraced within the provision of the first section of this act, or coming otherwise within its scope and intent, shall make out and deliver into the possession of the State Tax Commissioner of the State of Texas a statement containing the information hereinafter prescribed, which statement shall be duly verified by the affidavit of the individual or of one of the officers of the company, corporation or association in whose behalf it is made.

Sec. 3. Each such statement shall show the following items and particulars as the same stood on the next preceding first day of January to-wit:

1. The name of the individual, company, corporation or association mak-

ing the statements, and the character of its business.

2. The authority by which it was incorporated, and the purposes of its incorporation as expressed in its charter or articles of association.

3. The locality of its principal office and the amount and kind of business done by it in this State, and the total gross receipts derived from its business therein, including a due proportion of its interstate business, if it has done any business of that character.

4. Its total capital stock and the number of shares which have been issued and are outstanding, and the par or face value of each such share.

5. The market value of the said shares of stock, or if they have no market value, then the statement must show the actual value thereof.

6. A brief description of each tract of real estate and of the improvements thereon, and of the buildings, structures, machinery, fixtures, appliances and other tangible property and assets owned and assessed or liable to assessment for the same year within this State, and the location and assessed value thereof, and the county, city or town wherein the same is assessed for taxation for State and county purposes, or is liable to assessment.

7. A brief description of each tract of land and of the improvements thereon, and of the buildings, structures, machinery, fixtures, appliances, and of the other tangible property and assets owned and held outside of this State, and of all other property and assets having a fixed status outside thereof, and the location of each item of such property and the purpose for which it is used, and whether or not it is specifically used in the business of the company, corporation, or association making the report, and its true and fair market value, and the sum or value at which it is assessed for taxation, and the locality in which it is assessed.

8. A statement of each and every lien, mortgage and other charge upon the whole or any part of the property of said individual, company, corporation or association, with a statement of the property encumbered or charged thereby and of the amount of unpaid debt secured by each such mortgage, lien or charge, and of the interest charged thereon and to what

extent interest has been paid, and the true and fair market value of every such debt.

9. A statement of the gross receipts and the net income for the next preceding twelve months, including therein all interest on investments, and all rents, revenues and receipts from every source whatsoever, and a statement of the income used for repairs and of the amount used for betterments and the amount used for extensions.

10. Every telephone company, telegraph company, pipe line company, gas company, water company, light company, water and light company, light and power company, and gas distributing company shall show in each statement made by it the following particulars, which are in addition to the foregoing requirements, to-wit: (a) The total length of all the lines of said company whether within or outside of this State; (b) the total length of so much of said lines as are within this State; (c) the length of its lines in each of the counties in this State into which its lines extend. The length of the lines of telegraph companies and telephone companies shall be estimated and stated according to its mileage of poles, conduits and cables, or either.

11. Every refrigerator car company, stock car company, and tank car company shall also, in addition to the foregoing requirements, show by each of its said statements the following, to-wit: (a) The total mileage traveled by the cars of said company during the next preceding twelve months, whether within this State or beyond its borders; (b) the total mileage traveled by said cars within the State during the same period.

12. Every individual, company, corporation or association embraced within this act shall also, in addition to the foregoing requirements, show the following, to-wit: (a) Its total gross receipts from all business done under its charter, whether within the State or outside of it, during the preceding twelve months; (b) its total gross receipts within this State for the same kind of business done during the same period, including a due proportion of receipts from interstate business.

Sec. 4. The State Tax Commissioner shall receive all tax statements rendered to him under the provisions of this act, and shall endorse upon

each the date of receipt thereof, signing such endorsements officially, and, if the State Tax Board shall deem any statement insufficient, or shall believe any or further information necessary or proper, said Board shall have the authority to at once demand of such individual, company, corporation or association such additional statement and such further information as it may think proper.

Sec. 5. The said State Tax Board shall fix and determine and apportion intangible assets of the individuals, companies, corporations and associations embraced herein under the provisions of Sections 12 to 19, both inclusive, of Chapter 17, of the Acts of the First Called Session of the Thirtieth Legislature, being Articles 7109 to 7155, both inclusive, of the Revised Civil Statutes of Texas of 1925.

Sec. 6. Every individual, company, corporation or association embraced within this act shall not be required to pay prior to December 31, 1932, any occupation tax, measured by gross receipts or gross production, for any portion of the year 1932 and, if on or before said date, such individual, company, corporation or association shall pay in full all its State and county taxes for the year 1932, upon all of its intangible properties, as determined, fixed and assessed under the provisions of this act, such individual company, corporation or association shall thereby be relieved from liability for payment of any occupation tax, measured by gross receipts or gross production for or accruing during the year 1932, under any law of this State; but no such individual, company, corporation or association shall be entitled to any such exemption except for the year for which it shall, prior to December 31, pay all of its intangible State and county taxes, as determined, fixed and assessed under the provision of this act.

Sec. 7. If any section or provision of this law shall be held invalid or unconstitutional, it shall not affect any other section or provision hereof, for that purpose this act is declared to be severable in sections and provisions.

Sec. 8. The fact that a large amount of property in this State owned by individuals, companies, associations and corporations is not being assessed for taxes and not contributing its proper share of taxes, and the time necessary for the State Tax Board to pre-

pare blanks, secure records and arrange to carry out the provisions of this act, creates an emergency and an imperative public necessity, that the rule which requires bills to be read on three several days be suspended, and that this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Long moved the previous question on the amendment striking out the enacting clause, and the main question was ordered.

(Mr. Satterwhite in the chair.)

Question recurring on the amendment by Mr. Long, yeas and nays were demanded.

The amendment was lost by the following vote:

#### Yeas—40.

Adams of Jasper.	Kayton.
Adamson.	Keller.
Anderson.	Long.
Beck.	McCombs.
Bedford.	McGregor.
Bond.	Moore.
Boyd.	Munson.
Bradley.	Nicholson.
Claunch.	Patterson.
Donnell.	Savage.
Duvall.	Scott.
Dwyer.	Sherrill.
Finn.	Stevenson.
Ford.	Steward.
Harman.	Terrell
Harrison	of Val Verde.
of El Paso.	Turner.
Hefley.	Wagstaff.
Holland.	Walker.
Jackson.	Warwick.
Justiss.	Westbrook.

#### Nays—82.

Akin.	Dodd.
Alsup.	Dowell.
Baker.	Engelhard.
Barron.	Farmer.
Bounds.	Ferguson.
Brice.	Fisher.
Bryant.	Forbes.
Burns of Walker.	Fuchs.
Burns	Giles.
of McCulloch.	Goodman.
Carpenter.	Graves.
Caven.	Greathouse.
Coltrin.	Grogan.
Coombes.	Hanson.
Cox of Lamar.	Hardy.
Cox of Limestone.	Harrison
Cunningham.	of Waller.
Dale.	Hatchitt.
Daniel.	Herzik.
Davis.	Hill.

Hines.	Ramsey.
Hoskins.	Ratliff.
Howsley.	Ray.
Hubbard.	Richardson.
Hughes.	Rogers.
Johnson	Rountree.
of Dallam.	Sanders.
Johnson	Shelton.
of Dimmit.	Smith of Bastrop.
Johnson of Morris.	Smith of Wood.
Jones of Shelby.	Sparkman.
Kennedy.	Stephens.
Laird.	Sullivant.
Lee.	Tarwater.
Lemens.	Terrell
Leonard.	of Cherokee.
Lockhart.	Vaughan.
McDougald.	Veatch.
McGill.	Weinert.
Magee.	West of Coryell.
Mehl.	Wiggs.
Metcalfe.	Wyatt.
O'Quinn.	Young.
Petsch.	

#### Absent.

Adkins.	Martin.
Brooks.	Moffett.
DeWolfe.	Murphy.
Dunlap.	Olsen.
Elliott.	Pope.
Farrar.	Reader.
Gilbert.	Satterwhite.
Holder.	Strong.
Jones of Atascosa.	Towery.
Lasseter.	Van Zandt.
Lilley.	West of Cameron.

#### Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

Mr. Donnell offered the following amendment to the (committee) amendment:

Amend committee amendment to House bill No. 161, Article 7105a, on page 3, line 1, after the words "this chapter," add "provided, however, that this act shall not apply to corporations whose gross sales, or if no sales, whose gross revenues from any and all sources the preceding year did not equal five times the amount of property the said corporations rendered for taxation the preceding year."

On motion of Mr. Barron, the amendment was tabled.

Mr. Farmer offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 161 by striking

out the word "chapter" in line 29 on page 2, and insert therefor the word "article."

The amendment was adopted.

Mr. Barron offered the following amendment to the (committee) amendment:

Amend House bill No. 161 by adding after the word "law" in line 27 of Section 6, Article 7113, the following: "provided, that the Tax Board shall, in ascertaining the intangible assets, as well as the per cent on which the net income, if any, of corporations coming under the provisions of this act is to be capitalized, take into consideration the hazards of the business in which such corporation may be engaged at the time of such investigation."

The amendment was adopted.

Mr. Barron moved the previous question on the pending amendments and the bill, and the main question was ordered.

Mr. Harrison of El Paso (by unanimous consent), offered the following amendment to the (committee) amendment:

Amend substitute amendment by Mr. Terrell of Cherokee to House bill No. 161 by adding thereto the following section:

"Provided, that any taxpayer who shall feel aggrieved at the action of the Tax Board and feel that the valuation fixed by said Board for his intangible tax hereunder is unjust shall have the right to appeal to the courts of his home county, and upon trial on appeal the same shall be de novo."

The amendment was adopted.

(Speaker in the chair.)

Mr. Terrell of Cherokee (by unanimous consent), offered the following amendment to the (committee) amendment:

Amend House bill No. 161, Section 2, page 2, line 4, by adding after the word "employ," line 4, the following: "an attorney with not less than ten years' experience as a lawyer, and at least two years' experience in dealing with tax problems, to aid the State Tax Board in ascertaining the intangible tax values of property subject to taxation under the provisions of this act and."

The amendment was lost.

Question then recurring on the substitute amendment by Mr. Daniel, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—48.

Adams of Jasper.	Kayton.
Adamson.	Keller.
Anderson.	Laird.
Burns of Walker.	Lasseter.
Burns	Long.
of McCulloch.	McCombs.
Caven.	McGregor.
Daniel.	Mehl.
Davis.	Metcalfe.
DeWolfe.	Moffett.
Donnell.	Moore.
Dunlap.	Munson.
Ford.	O'Quinn.
Goodman.	Pope.
Grogan.	Ramsey.
Hardy.	Sanders.
Harman.	Savage.
Harrison	Scott.
of El Paso.	Sherrill.
Hefley.	Steward.
Hines.	Turner.
Holland.	Van Zandt.
Hoskins.	Wagstaff.
Howsley.	Walker.
Justiss.	Westbrook.

Nays—78.

Akin.	Hatchitt.
Alsup.	Herzik.
Baker.	Hill.
Barron.	Hubbard.
Bedford.	Hughes.
Bond.	Jackson.
Bounds.	Johnson of Dimmit.
Boyd.	Johnson of Morris.
Bradley.	Jones of Shelby.
Brice.	Jones of Atascosa.
Bryant.	Kennedy.
Carpenter.	Lee.
Claunch.	Lemens.
Coltrin.	Leonard.
Coombes.	Lilley.
Cox of Lamar.	McDougald.
Cox of Limestone.	McGill.
Dodd.	Magee.
Dowell.	Nicholson.
Duvall.	Patterson.
Dwyer.	Petsch.
Elliott.	Ratliff.
Engelhard.	Ray.
Farmer.	Rogers.
Ferguson.	Rountree.
Finn.	Satterwhite.
Fisher.	Shelton.
Forbes.	Smith of Bastro.
Fuchs.	Smith of Wood.
Gilbert.	Sparkman.
Giles.	Stephens.
Graves.	Strong.
Greathouse.	Sullivant.
Hanson.	Tarwater.
Harrison	Terrell
of Waller.	of Cherokee.

Terrell of Val Verde.	Warwick.
Towery.	Weinert.
Vaughan.	West of Coryell.
Veatch.	Young.

## Absent.

Adkins.	Martin.
Beck.	Murphy.
Brooks.	Olsen.
Cunningham.	Reader.
Dale.	Richardson.
Farrar.	Stevenson.
Holder.	West of Cameron.
Johnson of Dallam.	Wiggs.
Lockhart.	Wyatt.

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

Question recurring on the (committee) amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

## Yeas—65.

Akin.	Hoskins.
Alsup.	Hughes.
Baker.	Johnson
Barron.	of Dimmit.
Bond.	Jones of Shelby.
Bounds.	Jones of Atascosa.
Brice.	Kennedy.
Bryant.	Lee.
Burns of Walker.	Lemens.
Carpenter.	Leonard.
Caven.	Lilley.
Coltrin.	McGill.
Coombes.	Petsch.
Cox of Limestone.	Ramsey.
Davis.	Ratliff.
Dodd.	Ray.
Dowell.	Rogers.
Engelhard.	Rountree.
Farmer.	Shelton.
Ferguson.	Smith of Bastrop.
Fisher.	Smith of Wood.
Forbes.	Sparkman.
Fuchs.	Stephens.
Gilbert.	Strong.
Giles.	Sullivant.
Goodman.	Tarwater.
Graves.	Terrell
Hanson.	of Cherokee.
Harrison	Towery.
of Waller.	Vaughan.
Hatchitt.	Veatch.
Herzik.	Weinert.
Hill.	West of Coryell.
Hines.	Young.

## Nays—59.

Adams of Jasper.	Kayton.
Adamson.	Keller.
Anderson.	Laird.
Bedford.	Long.
Boyd.	McCombs.
Bradley.	McDougald.
Burns	McGregor.
of McCulloch.	Magee.
Claunch.	Mehl.
Cox of Lamar.	Metcalfe.
Daniel.	Moffett.
DeWolfe.	Moore.
Donnell.	Munson.
Duvall.	Nicholson.
Dwyer.	O'Quinn.
Elliott.	Patterson.
Finn.	Pope.
Ford.	Satterwhite.
Greathouse.	Savage.
Grogan.	Scott.
Hardy.	Sherrill.
Harman.	Stevenson.
Harrison	Steward.
of El Paso.	Terrell
Hefley.	of Val Verde.
Holland.	Turner.
Howsley.	Van Zandt.
Hubbard.	Wagstaff.
Jackson.	Walker.
Johnson of Morris.	Warwick.
Justiss.	Westbrook.

## Absent.

Adkins.	Lockhart.
Beck.	Martin.
Brooks.	Murphy.
Cunningham.	Olsen.
Dale.	Reader.
Dunlap.	Richardson.
Farrar.	Sanders.
Holder.	West of Cameron.
Johnson	Wiggs.
of Dallam.	Wyatt.
Lasseter.	

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 161 was then passed to engrossment by the following vote:

## Yeas—64.

Akin.	Baker.
Alsup.	Barron.

Bond.	Jones of Shelby.
Bounds.	Jones of Atascosa.
Brice.	Kennedy.
Bryant.	Laird.
Burns of Walker.	Lee.
Carpenter.	Lemens.
Coltrin.	Leonard.
Coombes.	Lilley.
Cox of Limestone.	McGill.
Davis.	Magee.
Dodd.	Petsch.
Dowell.	Ramsey.
Farmer.	Ray.
Fisher.	Rogers.
Forbes.	Rountree.
Fuchs.	Shelton.
Gilbert.	Smith of Bastrop.
Giles.	Smith of Wood.
Goodman.	Sparkman.
Graves.	Stephens.
Hanson.	Strong.
Hatchitt.	Sullivant.
Herzik.	Tarwater.
Hill.	Terrell
Hines.	of Cherokee.
Hoskins.	Towery.
Howsley.	Vaughan.
Hughes.	Veatch.
Johnson	Weinert.
of Dimmit.	West of Coryell.
Johnson of Morris.	Young.

## Nays—60.

Adams of Jasper.	Justiss.
Adamson.	Kayton.
Anderson.	Keller.
Bedford.	Long.
Boyd.	McCombs.
Bradley.	McDougald.
Burns	McGregor.
of McCulloch.	Mehl.
Claunch.	Metcalfe.
Cox of Lamar.	Moffett.
Daniel.	Moore.
DeWolfe.	Munson.
Donnell.	Nicholson.
Dunlap.	O'Quinn.
Duvall.	Patterson.
Dwyer.	Pope.
Elliott.	Ratliff.
Engelhard.	Sanders.
Ferguson.	Satterwhite.
Finn.	Savage.
Ford.	Scott.
Greathouse.	Sherrill.
Grogan.	Stevenson.
Hardy.	Steward.
Harman.	Terrell
Harrison	of Val Verde.
of El Paso.	Van Zandt.
Hefley.	Wagstaff.
Holland.	Walker.
Hubbard.	Warwick.
Jackson.	Westbrook.
Johnson	
of Dallam.	

## Absent.

Adkins.	Lockhart.
Beck.	Martin.
Brooks.	Murphy.
Caven.	Olsen.
Cunningham.	Reader.
Dale.	Richardson.
Farrar.	Turner.
Harrison	West of Cameron.
of Waller.	Wiggs.
Holder.	Wyatt.
Lasseter.	

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

## Paired.

Mr. Jones of Atascosa (present), who would vote "yea," with Mr. Van Zandt (absent), who would vote "nay."

Mr. Howsley moved to reconsider the vote by which the bill was passed to engrossment.

Mr. Farmer moved to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded, and the motion to table was lost by the following vote:

## Yeas—60.

Mr. Speaker.	Johnson
Akin.	of Dimmit.
Alsup.	Jones of Shelby.
Baker.	Jones of Atascosa.
Barron.	Kennedy.
Bond.	Lee.
Bounds.	Lemens.
Brice.	Leonard.
Bryant.	Lilley.
Burns of Walker.	McDougald.
Carpenter.	McGill.
Coltrin.	Magee.
Cox of Limestone.	Petsch.
Davis.	Ramsey.
Dodd.	Ray.
Dowell.	Rogers.
Engelhard.	Shelton.
Farmer.	Smith of Bastrop.
Forbes.	Smith of Wood.
Fuchs.	Sparkman.
Gilbert.	Stephens.
Giles.	Strong.
Goodman.	Sullivant.
Graves.	Tarwater.
Hanson.	Terrell
Harrison	of Cherokee.
of Waller.	Towery.
Hatchitt.	Vaughan.
Herzik.	Weinert.
Hill.	West of Coryell.
Hoskins.	Young.
Hughes.	

## Nays—62.

Adams of Jasper.	Johnson
Adamson.	of Dallam.
Anderson.	Johnson of Morris.
Bedford.	Kayton.
Boyd.	Keller.
Bradley.	Laird.
Burns	Long.
of McCulloch.	McCombs.
Claunch.	McGregor.
Coombes.	Mehl.
Cox of Lamar.	Metcalf.
Daniel.	Moore.
DeWolfe.	Munson.
Donnell.	Nicholson.
Dunlap.	O'Quinn.
Duvall.	Patterson.
Dwyer.	Pope.
Elliott.	Ratliff.
Ferguson.	Sanders.
Finn.	Satterwhite.
Fisher.	Savage.
Ford.	Scott.
Greathouse.	Sherrill.
Grogan.	Steward.
Hardy.	Terrell
Harman.	of Val Verde.
Harrison	Turner.
of El Paso.	Van Zandt.
Hefley.	Veatch.
Hines.	Wagstaff.
Holland.	Walker.
Howsley.	Warwick.
Jackson.	Westbrook.

## Absent.

Adkins.	Martin.
Beck.	Moffett.
Brooks.	Murphy.
Caven.	Olsen.
Cunningham.	Reader.
Dale.	Richardson.
Farrar.	Rountree.
Holder.	Stevenson.
Hubbard.	West of Cameron.
Justiss.	Wiggs.
Lasseter.	Wyatt.
Lockhart.	

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

Question then recurring on the motion to reconsider the vote by which House bill No. 161 was passed to engrossment, it prevailed by the following vote:

## Yeas—63.

Adams of Jasper.	Boyd.
Adamson.	Bradley.
Anderson.	Burns
Bedford.	of McCulloch.

Claunch.	Keller.
Coombes.	Laird.
Cox of Limestone.	Long.
Daniel.	McCombs.
DeWolfe.	McDougald.
Donnell.	McGregor.
Dunlap.	Mehl.
Duvall.	Metcalf.
Dwyer.	Moore.
Elliott.	Munson.
Ferguson.	Nicholson.
Finn.	O'Quinn.
Ford.	Patterson.
Greathouse.	Pope.
Grogan.	Ratliff.
Hanson.	Sanders.
Hardy.	Satterwhite.
Harman.	Savage.
Harrison	Scott.
of El Paso.	Sherrill.
Hefley.	Steward.
Hines.	Terrell
Hoskins.	of Val Verde.
Howsley.	Turner.
Hubbard.	Van Zandt.
Jackson.	Wagstaff.
Johnson	Walker.
of Dallam.	Warwick.
Justiss.	Westbrook.
Kayton.	

## Nays 62.

Mr. Speaker.	Johnson
Akin.	of Dimmit.
Alsup.	Johnson of Morris.
Baker.	Jones of Shelby.
Barron.	Jones of Atascosa.
Bond.	Kennedy.
Bounds.	Lee.
Brice.	Lemens.
Bryant.	Leonard.
Burns	Lilley.
of Walker.	McGill.
Carpenter.	Magee.
Coltrin.	Petsch.
Cox of Lamar.	Ramsey.
Davis.	Ray.
Dodd.	Rogers.
Dowell.	Rountree.
Engelhard.	Shelton.
Farmer.	Smith of Bastrop.
Fisher.	Smith of Wood.
Forbes.	Sparkman.
Fuchs.	Stephens.
Gilbert.	Strong.
Giles.	Sullivant.
Goodman.	Tarwater.
Graves.	Terrell
Harrison	of Cherokee.
of Waller.	Towery.
Hatchitt.	Vaughan.
Herzik.	Veatch.
Hill.	Weinert.
Holland.	West of Coryell.
Hughes.	Young.

## Absent.

Adkins.	Martin.
Beck.	Moffett.
Brooks.	Murphy.
Caven.	Olsen.
Cunningham.	Reader.
Dale.	Richardson.
Farrar.	Stevenson.
Holder.	West of Cameron.
Lasseter.	Wiggs.
Lockhart.	Wyatt.

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

Question—Shall House bill No. 161 be passed to engrossment?

House bill No. 161 then failed to pass to engrossment by the following vote:

## Yeas—63.

Mr. Speaker.	Johnson of Morris.
Akin.	Jones of Shelby.
Alsup.	Jones of Atascosa.
Baker.	Kennedy.
Barron.	Lee.
Bond.	Lemens.
Bounds.	Leonard.
Brice.	Lilley.
Bryant.	McGill.
Burns of Walker.	Magee.
Carpenter.	Petsch.
Coltrin.	Ramsey.
Cox of Limestone.	Ray.
Davis.	Rogers.
Dodd.	Rountree.
Dowell.	Shelton.
Farmer.	Smith of Bastrop.
Fisher.	Smith of Wood.
Forbes.	Sparkman.
Fuchs.	Stephens.
Gilbert.	Strong.
Giles.	Sullivant.
Graves.	Tarwater.
Hanson.	Terrell.
Harrison of Waller.	of Cherokee.
Hatchitt.	Towery.
Herzik.	Vaughan.
Hill.	Veatch.
Hines.	Walker.
Hoskins.	Weinert.
Hughes.	West of Coryell.
Johnson of Dimmit.	Young.

## Nays—63.

Adams of Jasper.	Bradley.
Adamson.	Burns
Anderson.	of McCulloch.
Beck.	Claunch.
Bedford.	Coombes.
Boyd.	Cox of Lamar.

Daniel.	Long.
DeWolfe.	McCombs.
Donnell.	McDougald.
Dunlap.	McGregor.
Duvall.	Mehl.
Dwyer.	Metcalfe.
Elliott.	Moore.
Engelhard.	Munson.
Ferguson.	Nicholson.
Finn.	O'Quinn.
Ford.	Patterson.
Greathouse.	Pope.
Grogan.	Ratliff.
Hardy.	Sanders.
Harman.	Satterwhite.
Harrison of El Paso.	Savage.
Hefley.	Scott.
Holland.	Sherrill.
Howsley.	Stevenson.
Hubbard.	Steward.
Jackson.	Terrell
Johnson of Dallam.	of Val Verde.
Justiss.	Turner.
Kayton.	Van Zandt.
Keller.	Wagstaff.
Lasseter.	Warwick.
	Westbrook.

## Absent.

Adkins.	Martin.
Brooks.	Moffett.
Caven.	Murphy.
Cunningham.	Olsen.
Dale.	Reader.
Farrar.	Richardson.
Goodman.	West of Cameron.
Holder.	Wiggs.
Laird.	Wyatt.
Lockhart.	

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

Mr. McDougald moved to reconsider the vote by which the bill failed to pass to engrossment, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—62.

Adams of Jasper.	Claunch.
Adamson.	Coombes.
Anderson.	DeWolfe.
Beck.	Donnell.
Bedford.	Dunlap.
Boyd.	Duvall.
Bradley.	Dwyer.
Burns of McCulloch.	Elliott.
	Ferguson.



Finn.	Metcalfe.
Fisher.	Moffett.
Ford.	Moore.
Greathouse.	Munson.
Grogan.	Nicholson.
Hardy.	O'Quinn.
Harman.	Patterson.
Harrison	Pope.
of El Paso.	Ratliff.
Hefley.	Satterwhite.
Holland.	Savage.
Howsley.	Scott.
Hubbard.	Sherrill.
Jackson.	Stevenson.
Johnson of Morris.	Steward.
Justiss.	Terrell
Kayton.	of Val Verde.
Keller.	Turner.
Leonard.	Van Zandt.
Long.	Wagstaff.
McCombs.	Walker.
McDougald.	Warwick.
McGregor.	Westbrook.
Mehl.	

## Nays—61.

Akin.	Hughes.
Alsup.	Johnson
Baker.	of Dimmit.
Barron.	Jones of Shelby.
Bond.	Jones of Atascosa.
Bounds.	Kennedy.
Brice.	Laird.
Bryant.	Lasseter.
Burns of Walker.	Lee.
Carpenter.	Lemens.
Coltrin.	McGill.
Cox of Lamar.	Magee.
Cox of Limestone.	Petsch.
Daniel.	Ramsey.
Davis.	Ray.
Dodd.	Rogers.
Dowell.	Rountree.
Engelhard.	Shelton.
Farmer.	Smith of Bastrop.
Forbes.	Smith of Wood.
Fuchs.	Sparkman.
Gilbert.	Stephens.
Giles.	Strong.
Goodman.	Sullivant.
Graves.	Tarwater.
Harrison	Terrell
of Waller.	of Cherokee.
Hatchitt.	Vaughan.
Herzik.	Veatch.
Hill.	Weinert.
Hines.	West of Coryell.
Hoskins.	Young.

## Absent.

Adkins.	Hanson.
Brooks.	Holder.
Caven.	Johnson
Cunningham.	of Dallam.
Dale.	Lilley.
Farrar.	Lockhart.

Martin.	Sanders.
Murphy.	Towery.
Olsen.	West of Cameron.
Reader.	Wiggs.
Richardson.	Wyatt.

## Absent—Excused.

Adams of Harris.	Mathis.
Albritton.	Morse.
Holloway.	

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, April 28, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has adopted

S. C. R. No. 41, Relating to the  
time when United States Senator Ed-  
ward P. Costigan of Colorado will  
address the Legislature.

Has refused to concur in House  
amendments to Senate bill No. 359,  
and requests the appointment of a  
conference committee. The follow-  
ing have been appointed on the part  
of the Senate: Messrs. Woodward,  
Small, Hornsby, Purl and Martin.

Has concurred in House amend-  
ments to Senate concurrent resolution  
No. 15, by viva voce vote.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

## BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence  
of the House, after giving due notice  
thereof and their captions had been  
read severally, the following enrolled  
bills:

S. B. No. 371, "An Act providing  
for and directing the taxation of min-  
eral rights in public school lands sold  
by the State with a mineral reserva-  
tion against the owner while said  
lands are under lease by the owner of  
the soil as the State's agent, provid-  
ing the means and manner thereof  
and for back assessments and collec-  
tions, and declaring an emergency."

S. B. No. 307, "An Act to amend  
Chapter 101, Local and Special Laws  
passed by the Thirty-ninth Legisla-  
ture at its Regular Session in 1925,  
same being a special road law for  
Cottle county, by adding thereto Sec-  
tion 2a, authorizing the commission-  
ers court of Cottle county to issue  
bonds of said county for the purpose  
of funding or refunding indebtedness

incurred for road and bridge purposes, and to levy a tax in payment thereof; and providing that if the validity of the indebtedness to be funded by such bonds is not questioned in any suit or proceeding within sixty days from the adoption of the order of the commissioners court authorizing the issuance of such bonds, then such indebtedness shall be conclusively presumed to be valid, and declaring an emergency."

S. B. No. 153, "An Act amending Article 287 of the Penal Code of the State of Texas of 1925, as amended by Chapter 139 of the General Laws of the Regular Session of the Thirty-ninth Legislature, so as to repeal that portion of the State law prohibiting the operation of moving picture shows and theaters on Sunday in this State in any incorporated city or town after 1 p. m., empowering the city council or city commissioners of such cities or towns by proper ordinance to prohibit or regulate the keeping open or showing of such moving picture shows or theaters on Sunday; providing that should any part or portion of this act be declared unconstitutional by a court of the last resort in this State, it shall not affect the remainder of the act, and declaring an emergency."

S. B. No. 505, "An Act to amend Chapter 234, Local and Special Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, same being a special road law for Stonewall county, by adding thereto Section 1a, authorizing the commissioners court of Stonewall county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes and to levy a tax in payment thereof, and providing that if the validity of the indebtedness to be funded by such bonds is not questioned in any suit or proceeding within sixty days from the adoption of the order of the commissioners court authorizing the issuance of such bonds, then such indebtedness shall be conclusively presumed to be valid, and declaring an emergency."

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, April 28, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 202, A bill to be entitled

"An Act providing for the employment of county supervisors of rural schools; exempting counties making provision for the employment of supervisors from the provision of the institute law; making provision for the payment of the salaries and expenses of supervisors; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 218, A bill to be entitled "An Act amending Article 4725 of the Revised Civil Statutes of 1925; designating the securities in which the funds of life insurance companies may be invested; providing that if a domestic life insurance company reinsures the business and takes over the assets of another life insurance company, either domestic or foreign, the reinvestments of such company so taken over and reinsured, if authorized when made by the laws of the State of its incorporation, shall be considered as valid securities of the domestic company so taking it over."

S. B. No. 562, A bill to be entitled "An Act authorizing the creation of cemetery corporations for profit; permitting such corporations to create and establish funds for perpetual care and maintenance of such cemeteries; exempting such corporations from the provisions of Title 26, Revised Civil Statutes, 1925, under certain circumstances, and declaring an emergency."

H. B. No. 381, A bill to be entitled "An Act to amend Article 7089, Chapter 3, Title 122, of the Revised Civil Statutes of Texas, relating to reports of corporations," with amendments.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### CONFERENCE COMMITTEE ON SENATE BILL NO. 359.

The Speaker announced the appointment of the following conference committee on Senate bill No. 359:

Messrs. Keller, Terrell of Val Verde, Harrison of El Paso, Pope and Lemens.

#### CONFERENCE COMMITTEE ON HOUSE BILL NO. 470.

The Speaker announced the appointment of the following conference committee on House bill No. 470:

Messrs. Metcalfe, Alsup, Dowell, Johnson of Dallam, and Magee.

#### MOTION FOR SPECIAL ORDER.

Mr. Cox of Limestone moved that House bill No. 426 be set as a special order for 10 o'clock a. m. next Friday.

The motion was lost.

#### SPECIAL ORDER SET.

On motion of Mr. Satterwhite, House bill No. 333 was set as a special order for 10 o'clock a. m. next Friday.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 202, to the Committee on Education.

Senate bill No. 218, to the Committee on Insurance.

Senate bill No. 562, to the Committee on State Affairs.

Senate bill No. 595, to the Committee on Public Lands and Buildings.

#### NOTICES GIVEN.

Mr. Leonard gave notice that he would, on tomorrow, move to take up for consideration at that time, Senate bill No. 72, which bill had heretofore been laid on the table subject to call.

Mr. Lemens gave notice that he would, on tomorrow, move to take up for consideration at that time, House bill No. 605, which bill had heretofore been laid on the table subject to call.

#### BILL LAID ON THE TABLE SUBJECT TO CALL.

On motion of Mr. Van Zandt (by unanimous consent), House bill No. 431 was laid on the table subject to call.

#### RECESS.

Mr. Johnson of Dimmit moved that the House recess to 9 o'clock a. m. tomorrow.

Mr. Anderson moved that the House adjourn until 9 o'clock a. m. tomorrow.

The motion of Mr. Johnson of Dimmit prevailed and the House, accordingly, at 6:30 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

#### APPENDIX.

#### STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bill and resolution, as follows:

Constitutional Amendments: Senate joint resolution No. 28.

Counties: Senate bill No. 522.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1028, A bill to be entitled "An Act authorizing the commissioners courts of counties having not less than 3690 and not more than 4000 inhabitants, according to the last available Federal census, to appropriate and expend a sum not exceeding \$7500 to be used over a period of five years for exterminating predatory animals, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 328, A bill to be entitled "An Act providing for a limit on the number of fresh water bass, crappie or white perch, bream and goggle-eyed perch, or the aggregate of such fish that may be taken or possessed during any one day and providing the number of such fish or the aggregate of such fish that may be possessed at any time, prescribing penalties, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 654, A bill to be entitled "An Act requiring any party, offer-

ing or quoting for sale certain perishable farm products, to quote the quantity of the commodity actually offered, and providing that no party shall so offer or quote for sale any such commodity except the owner or such other party as may be duly authorized, in writing, and that no offering or quotation shall be made by any party unless such commodity is, in fact, then in physical existence in the quantity offered and ready for bona fide sale and delivery by such party; and providing penalties for the violation thereof, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 120, A bill to be entitled "An Act to amend Articles 2237, 2238 and 2239 of the 1925 Revised Civil Statutes of Texas, by providing that where the ruling of the court upon the admission or exclusion of evidence is shown by the transcript or statement of facts, and where the objections and exceptions are likewise shown, no formal bill of exception shall be necessary, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 988, A bill to be entitled "An Act authorizing counties and incorporated cities and the Texas State Parks Board, separately, or in cooperation with each other, to acquire by gift or purchase land for public parks; authorizing the issuance of bonds and levy of taxes therefor; providing for control and operation of such parks, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1011, A bill to be entitled "An Act authorizing independent school districts, by the exercise of the right of eminent domain, to acquire the title to streets and alleys for certain purposes under certain prescribed rules and regulations, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1034, A bill to be entitled "An Act authorizing the State Comptroller of Public Accounts and the State Treasurer to cancel off their books outstanding and unpaid warrants issued prior to September 1, 1927, and directing the method of payment of same, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 762, A bill to be entitled "An Act to prohibit the increase of premium and/or rates to be collected after twenty years of continuous membership in any fraternal benefit societies as provided for in Chapter 8,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 645, A bill to be entitled "An Act to amend Article 465, Chapter 7, Title 16, Revised Civil Statutes

of Texas, 1925, relating to dividends and unclaimed deposits remaining in the hands of the Commissioner for six months after order for final distribution; requiring same to be deposited in some State bank to the credit of the Commissioner in trust for the bona fide depositors and creditors of the liquidation, so as to provide that such funds remaining in the hands of the Commissioner after order for final distribution shall be by him deposited in the State Treasury to the credit of the Commissioner in his official name in trust for the bona fide depositors and creditors of the liquidation; and providing for escheat of same, if not claimed within seven years after such deposit,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 658, A bill to be entitled "An Act to regulate all personal physical, mental endurance contests in public competition for prizes and awards and admission fees; prescribing penalties, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 52, A bill to be entitled "An Act to amend Article 3531 of Chapter 19, Title 54, of the Revised Civil Statutes of 1925, relating to the classification of claims against an estate so as to fix the classification and priority of claims based on liens against property as of the date immediately before the death of the decedent; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 27, A bill to be entitled "An Act providing a means of assisting tenant farmers to acquire homes; providing for a fund to be raised from private donations to be known as the Tenant Farmer Foundation Fund, to be administered by a State Commission composed of the Governor, Commissioner of Agriculture, Commissioner of the General Land Office and certain other persons, said fund to be used to purchase land and sell same to tenant farmers on long time at a low rate of interest, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1030, A bill to be entitled "An Act providing for the transfer of causes from the Courts of Civil Appeals by the Supreme Court when two or more judges of the Court of Civil Appeals are disqualified or when one judge is disqualified and the other two judges are unable to agree upon a disposition of the case; prescribing duties of certain officers; repealing conflicting laws, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 116, A bill to be entitled "An Act to amend Article 3690, of Chapter 29, Title 54, of the Revised Civil Statutes of 1925, so as to provide that no commissions shall be allowed or received for receiving any cash which was on hand at the time of the death of the testator or intestate, nor for paying out money to the

heirs or legatees as such, except upon the equity of mortgaged property in case any of the property of such testator or intestate was mortgaged at the time of his or her death; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 879, A bill to be entitled "An Act providing that any interested party not willing to abide by the final decision of the Industrial Accident Board shall, in the manner provided by law, bring suit in the county where the injury occurred, to set aside said final decision, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 819, A bill to be entitled "An Act granting to the city of Port Arthur, Texas, all rights, title and interest of the State of Texas to certain land lying and being situated in and under the waters of Lake Sabine, and granting to said city of Port Arthur, Texas, the right, power and authority to fill in and upon such submerged land with sand, dredge spoil or other material, and granting to said city of Port Arthur the right to take from Lake Sabine such sand, dredge spoil or other material as may be necessary or desirous for such filling, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 553, A bill to be entitled "An Act declaring the counties of Cameron, Willacy, Hidalgo, Starr, Zapata, Jim Hogg, Brooks, Kennedy, Kleberg, Nueces, Jim Wells, Duval, Webb, San Patricio, Refugio, Bee, Live Oak, McMullen, LaSalle, Dimmit, Maverick, Zavala, Frio, Atascosa, Wilson, Karnes, DeWitt, Victoria, Goliad, Calhoun, Aransas to constitute what shall be known in the future as the citrus zone of this State, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 453, A bill to be entitled "An Act to amend Acts of 1927, Fortieth Legislature, First Called Session, page 131, Chapter 42, Section 2, providing for the appointment of three additional members of the State Board of Health; prescribing the qualifications of such additional members; providing the terms of office, fixing their compensation, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 73, A bill to be entitled "An Act providing for the regulation of gins, ginners; ginning; the licensing of ginners; providing for proper packing, wrapping, marking, and providing for weighing of seed cotton, lint cotton, and cotton seed, and keeping a record of the same; providing for the collection of license fees to be used by the Commissioner of Agriculture for the enforcement of this act, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 737, A bill to be entitled  
"An Act amending Article 1019 and  
Article 1027 of 1925, Code of Criminal  
Procedure, providing that no costs  
shall be paid by the State where the  
defendant is indicted for a felony and  
his punishment assessed by a fine or  
imprisonment in jail or convicted of a  
misdemeanor and that all costs thus  
incurred shall be taxed and collected  
as in misdemeanor cases. Also pro-  
viding that all officers shall return to  
the State Treasurer a sum of money  
equal to the amount he received from  
the State in such cases and their  
bondsmen shall be liable for such sum,  
and declaring an emergency,"

Have carefully compared same and  
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 375, A bill to be entitled  
"An Act to amend Sections 1 and 2,  
of Chapter 304, page 678 et seq., of  
the Acts of the Regular Session of the  
Forty-first Legislature of the State of  
Texas, so as to include onion and  
spinach seed and include in addition  
to the other data to be shown the year  
in which such seed were grown, and  
declaring an emergency,"

Have carefully compared same and  
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 718, A bill to be entitled  
"An Act to amend Section 5, of Ar-  
ticle 8307, Title 130, of the Revised  
Civil Statutes of 1925, and Acts of  
the Fortieth Legislature, Chapter 223,  
1927, commonly known and referred  
to as the Workmen's Compensation  
Act, providing that the Industrial  
Accident Board shall furnish, upon  
request, any interested party a cer-

tified copy of the employer's notice  
of becoming a subscriber, which shall  
be admissible in evidence in any court  
and be prima facie proof of all the  
facts stated in such notice, and de-  
claring an emergency,"

Have carefully compared same and  
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 1026, A bill to be entitled  
"An Act fixing the venue of suits  
brought on policies and contracts  
made by fraternal benefit societies,  
and declaring an emergency,"

Have carefully compared same and  
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 141, A bill to be entitled  
"An Act amending Article 287 of the  
Code of Criminal Procedure, 1925, so  
as to require the fixing and approving  
bail bonds without necessity of suing  
out of writ of habeas corpus, and de-  
claring an emergency,"

Have carefully compared same and  
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 631, A bill to be entitled  
"An Act to amend Section 2, of Ar-  
ticle 2135, Revised Statutes, 1925, so  
as to provide that all civil officers  
of this State and of the United  
States other than first and second  
class postmasters shall be exempt  
from jury service; and to amend Sec-  
tion 9 of said article so as to provide  
for the exemption from jury service  
active members of organized fire com-  
panies in towns and cities of 1500  
population, except where such town  
or city has one or more paid firemen,  
and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1036, A bill to be entitled "An Act amending House bill No. 97, passed by the Fourth Called Session of the Forty-first Legislature, Chapter 23, page 43, of the Fourth and Fifth Called Sessions of the Forty-first Legislature, repealing all laws in conflict with this act, and declaring an emergency."

(Relating to the catching of fish in the fresh waters of certain counties.)

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 603, A bill to be entitled "An Act fixing the salary of the county commissioners in counties in which the population is as many as seventy-six thousand (76,000) inhabitants and is less than seventy-eight thousand and one (78,001) inhabitants according to the 1930 United States census, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 946, A bill to be entitled "An Act creating the county court at law of Hidalgo county, Texas; fixing and defining the jurisdictions and terms thereof, prescribing the qualifications, manner of appointment and elections, term of office, compensation and powers of the regular or special judge thereof, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 6, Proposing an amendment to Article VIII of the Constitution of the State of Texas by adding thereto Section 1a; exempting all homesteads from taxation except so much thereof as exceeds two thousand dollars in valuation,

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 28, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 628, A bill to be entitled "An Act to provide for the compressing of cotton at the nearest compress which is transported over the public highway by carriers for hire by motor vehicle; fixing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 28, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 9, Amendment to Article III, Section 48, of the Constitution of the State of Texas,

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

#### FORTY-NINTH DAY.

(Continued.)

(Wednesday, April 29, 1931.)

The House met at 9 o'clock a. m., and was called to order by Speaker Minor.

#### LEAVE OF ABSENCE GRANTED.

Mr. Reader was (by unanimous consent) granted leave of absence for today, Thursday, Friday and Saturday of this week, on motion of Mr. Anderson.